

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR B.SUDHEENDRA KUMAR

Petition(s) for Special Leave to Appeal (Civil) No(s).13554-13555/2004

MONTFORD BORTHERS OF ST.GABRIEL & ANR.

Petitioner(s)

VERSUS

UNITED INDIA INSURANCE & ORS.

Respondent(s)

(With appln. for c/delay in filing SLP and prayer for interim relief and office report )

Date: 10/11/2006 These Petitions were called on for hearing today.

For Petitioner(s)

Mr. Ashwani Kumar,Adv.

For Respondent(s)

Mr Rajesh Kumar, Adv.

Mr. P.N. Puri,Adv.

Mr K.N. Madhusoodhanan, Adv.

Mr. R. Sathish ,Adv

UPON hearing counsel the Court made the following

O R D E R

SLP(C) NO.13554/2004

Respondent No.1 has already filed counter affidavit.

It has been submitted by the learned counsel for respondent No.2 that respondent No.2

does not wish to file any counter affidavit in this matter.

SLP(C) NO. 13555/2004

The records would show that notice to respondent No.2 was sent on 5.8.2004 by

registered post, acknowledgment due. However, neither the AD card nor the unserved envelope has

been so far received from the above respondent. Therefore, I declare that there is service of notice

on the

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Item No.23

SLP(C) NO.13554-13555/2004

above respondent in view of Proviso to sub-rule 5 of Rule 9 of Order V of CPC and Section 27 of the

General Clauses Act.

Service is complete on both the respondents.

However, there is appearance only for respondent No.1. Respondent No.1 has already

filed counter.

List the above matters before the Hon'ble Court.

AR)

(B.SUDHEENDRA KUM

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Registr

hj

